

THE HONORABLE THOMAS S. ZILLY

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON

BUNGIE, INC., a Delaware corporation,

Plaintiff

v.

AIMJUNKIES.COM, a business of unknown  
classification; PHOENIX DIGITAL GROUP  
LLC, an Arizona limited liability company;  
JEFFREY CONWAY, an individual; DAVID  
SCHAEFER, an individual; JORDAN GREEN,  
an individual; and JAMES MAY, an individual,

Defendants.

Cause No. 2:21-cv-0811 TSZ

**DECLARATION OF JEFFREY  
CONWAY IN SUPPORT OF  
DEFENDANTS' MOTION TO  
DISMISS**

**Note on Motion Calendar:  
July 1, 2022**

**Oral Argument Requested**

I, Jeffrey Conway, under penalty of perjury under the laws of the United States, state  
and declare as follows:

1. I am one of the individual Defendants in the above captioned matter and have  
knowledge of the facts stated herein.
2. Prior to March 7, 2021, I was an Officer and Director of Defendant Phoenix  
Digital Group LLC. At present, I have no connection with, or interest in,  
Phoenix Digital Group LLC.
3. I have never accessed any website owned, operated or controlled by Plaintiff  
Bungie, Inc.
4. I have never played or otherwise participated in any computer game offered or  
otherwise made available by Bungie Inc., including "Destiny 2."

5. I have never downloaded, reviewed, read, “accepted,” “clicked-on” or otherwise agreed to the “Limited Software License Agreement” that Plaintiff Bungie Inc. asserts in this action.

6. I have never consented to be bound by the terms of the “Limited Software License Agreement” that Plaintiff Bungie Inc. asserts in this action.

7. I do not personally design, develop write or otherwise create software for providing advantages in playing computer games, otherwise referred to by Bungie as “cheat software.”

8. I have never personally designed, developed written or otherwise created software for providing advantages in playing computer games, otherwise referred to by Bungie as “cheat software.”

9. I do not own property in the State of Washington, nor do I have any personal or business accounts in the State of Washington. I conduct no business in the State of Washington.

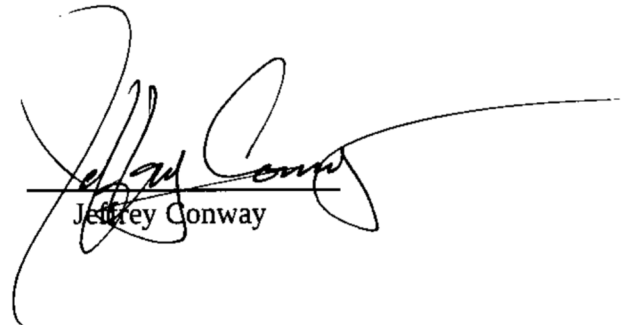
Dated June 9, 2022.

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Jeffrey Conway

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15  
16 Dated June 9, 2022.

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19 Jeffrey Conway  
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